

AGENDA
SCHOHARIE COUNTY BOARD OF SUPERVISORS
4th Regular Meeting
April 19, 2013



SUPERVISORS

Robert Mann, Jr.
Blenheim

Anne Batz,
Broome

Larry Bradt,
Carlisle

Thomas Murray Jr.,
Cobleskill

Donald (Mike) Brandow,
Conesville

Earl VanWormer III,
Esperance

Philip R. Skowfoe Jr.,
Fulton

Anthony VanGlad,
Gilboa

Daniel Singletary,
Jefferson

Jim Buzon,
Middleburgh

Richard Lape,
Richmondville

Gene Milone,
Schoharie

J. Carl Barbic,
Seward

Sandra Manko,
Sharon

Harold Vroman,
Summit

William Goblet,
Wright

CALL TO ORDER

ROLL CALL

SALUTE TO THE FLAG

INVOCATION – Rev. Paul Ferenczy

APPROVAL OF MINUTES – March 15, 2013

PUBLIC HEARING

- *Local Law #1-2013* – Amending Local Law No. 2 Of 1977 That Established The Department Of Public Works For Schoharie County, And Prescribed The Powers And Duties Thereof; at 1:30pm
- *NYS CDBG FY2012* - Community Development Block Grant Opportunities; 10am and 11:30am.

PRIVILEGE OF THE FLOOR:

- AECOM
- Indy Jacox, County Clerk - Deceiving forms
- Earl Gaskill, Town of Summit
- Joe Conneely, Town of Middleburgh
- Debbie Krol, Town of Fulton
- Willie Karlou – Sr. Council

INTERVIEWS –

- County Historian interviews – 1pm

CORRESPONDENCE:

- Schoharie County Conservation Assoc.- February Newsletter
- Catskill Watershed Corp.-April 2013 Board Minutes
- MOSA
 - Monthly Operations Report
 - Monthly Financial Information
 - Annual Report - 2012
- Employment – February & March 2013 Newsletter
- Schoharie Promotional Assoc. – Thank you
- FMS Workforce Development Board – March & April 2013 Minutes
- Iroquois Report – April 2013 Newsletter

RESOLUTIONS FROM OTHER COUNTIES/TOWNS:

Tioga County, Resolution No. 85-13, Opposing Proposed Amendments To The Election Law

Allegany County, Resolution No. 53-13, A Resolution To Support New York State Assembly Bills A.88 And A.824 Regarding The Proposed Laws Concerning Contact Information For Vacant Structures

Town of Jefferson, Resolution No. 11, The Town Of Jefferson Is In Support Of Schoharie Counties Resolution # 27 “Opposing the Process of Enactment and Certain Provisions Contained Within the New York Safe Act” And In Support of Resolution #31.

COMMITTEE REPORTS

RESOLUTIONS:

NO. 8 – APPOINTING COUNTY HISTORIAN

NO. 39 – OPPOSING THE PASSAGE OF LEGISLATION TO ALLOW EARLY VOTING, OR TO ALLOW COUNTIES TO OPT-IN TO EARLY VOTING OPPORTUNITIES, AND FOR THE STATE TO FULLY FUND ANY INCREASED COSTS ASSOCIATED WITH EARLY VOTING

NO. 40– AMENDING THE BUDGET AND TRANSFER OF FUNDS

NO. 41 – AUTHORIZING COUNTY TREASURER TO EXECUTE DEED TO PARCEL OF LAND SITUATE IN THE VILLAGE OF SHARON SPRINGS

NO. 42 – CALLING UPON GOVERNOR CUOMO AND STATE LEGISLATURE, PENDING JUDICIAL DETERMINATION OF CONSTITUTIONALITY OF NY SAFE ACT, TO AMEND CHAPTER 1 OF THE LAWS OF 2013, TO ADDRESS AND REMEDY ISSUES RELATED TO COUNTY COSTS AND IMPLEMENTATION OF PROVISIONS RELATED TO MENTAL HEALTH, RECORD KEEPING, AND PUBLIC SAFETY

NO. 43 – EXPRESSING REGRET FOR THE DEATH OF WILLIAM GOBLET SUPERVISOR FROM THE TOWN OF WRIGHT

NO. 44 – REQUESTING THAT ALL WATERSHEDS WITHIN SCHOHARIE COUNTY, NEW YORK, BE INCLUDED AS PARTICIPANT IN FARM LEGISLATION NOW PENDING BEFORE CONGRESS AS PART OF THE ENHANCED CONSERVATION RESERVE ENHANCEMENT PROGRAM [CREP]

NO. 45 – REQUESTING STATE LEGISLATURE TO ENACT LEGISLATION AUTHORIZING SCHOHARIE COUNTY TO CONTINUE COLLECTING AN ADDITIONAL ONE PERCENT SALES TAX DESCRIBED IN ASSEMBLY BILL [A.6315] AND SENATE BILL [S.4019]

No. 46 – REQUESTING STATE LEGISLATURE TO ENACT LEGISLATION AUTHORIZING SCHOHARIE COUNTY TO CONTINUE INCREASED MORTGAGE TAX RATE DESCRIBED IN ASSEMBLY BILL [A.6314] AND SENATE BILL [S.4020]

ANY OTHER BUSINESS

ADJOURNMENT

RESOLUTION NO. 8

TITLE: APPOINTING COUNTY HISTORIAN

OFFERED BY: Harold Vroman Who moved its adoption.

SECONDED BY: Donald M. Brandow Chairman Rules & Legislation Committee

RESOLVED, that the SCHOHARIE COUNTY HISTORICAL SOCIETY, be and is hereby appointed, pursuant to Section 400 of the County Law and Section 57.07 of the Arts and Cultural Affairs Law, as County Historian to serve at the pleasure of the Board of Supervisors, at no compensation.

Dated: January 3, 2013
Filed: January 3, 2013

Sheryl Largeteau
Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.

[Signature]
County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2013, at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, Absent _____.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

Tabled: 1/7/13 , 1/18/13
2/15/13 , 3/15/13

RESOLUTION NO. 39

TITLE: OPPOSING THE PASSAGE OF LEGISLATION TO ALLOW EARLY VOTING,
OR TO ALLOW COUNTIES TO OPT-IN TO EARLY VOTING OPPORTUNITIES,
AND FOR THE STATE TO FULLY FUND ANY INCREASED COSTS
ASSOCIATED WITH EARLY VOTING

OFFERED BY: Harold Vroman Who moved its adoption.

SECONDED BY: Donald Brandow Member Rules & Legislation Committee

WHEREAS, A.689 [Silver] / S.1461 [Stewart-Cousins] has been introduced in the New York State Legislature establishing early voting in primary, general and special elections in the State of New York; and

WHEREAS, this bill would allow early voting to take place up to 14 days before a general election and up to a week before a primary or special election, from 8:00 a.m. until 7:00 p.m. on every early voting day including Saturday and Sunday; and

WHEREAS, county board of elections would be required to select a minimum of five polling places throughout each county and provide election inspectors at each location; and

WHEREAS, county board of elections would also be required to follow the same polling place protocols that are observed on election day on all early voting days; and

WHEREAS, there will be costs associated with staffing early voting locations, and printing and county paper ballots associated with early voting; and

WHEREAS, the 2 percent tax cap and insufficient relief from state-imposed mandates has placed an unprecedented strain on local governments to provide more services with less funding.

NOW, THEREFORE, BE IT RESOLVED, that the Schoharie County Board of Supervisors does hereby oppose the passage of legislation requiring counties to implement early voting; and be it further


RESOLVED, if the proposal is enacted, the State needs to fully find the cost of early voting for those counties that provide early voting, and be it further

RESOLVED, that copies of this resolution be sent to Governor Andrew M. Cuomo, Senator James Seward, Assemblyman Peter Lopez and such others as this Board deems necessary and proper.

Dated: April 18, 2013
Filed: April 18, 2013


Clerk Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____, 2013 at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 40

TITLE: AMENDING THE BUDGET AND TRANSFER OF FUNDS

OFFERED BY: J. Carl Barbic Who moved its adoption.

SECONDED BY: Donald Brandow Chairman Rules & Legislation Committee

RESOLVED, that the Schoharie County Treasurer is hereby authorized and directed to amend the 2013 Budget, and transfer the following amounts within said Budget:

BUDGET TRANSFER

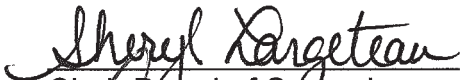

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
A1990.4298 Contingent Account	A1362.4305 Printing	3,900.00
A1990.4298 Contingent Account	A1010.4673 Blenheim-Gilboa legal fees	50,000.00
A3150.1004 Deputy	A3110.4110 Uniforms	2,000.00
A3630.1001 EMS Coordinator	A3630.1801 Advanced EMT-PT	25,363.00
A5630.4308 Senior Council Contract	A5630.4321 Training and Education	1,000.00
A6070.4600 Misc. Preventive Service	A6070.4670 Clinical Psychologist	25,000.00
A6119.4529 CSE Institutional	A6123.4643 JD Foster Care	500.00
A6610.4103 Gas and Oil	A6610.4100 Materials/Supplies	1,658.00
A6610.4306 Misc. Expenses	A6610.4100 Materials/Supplies	200.00
DM5130.2503 Pick-up Truck	DM5130.2935 Tractor/Mower	22,000.00
DM5130.2521 Dump Truck with plow	DM5130.2935 Tractor Mower	11,755.00

BUDGET AMENDMENTS:

Create Appropriation Line:	A1362.4305 Tax Advertising Expenses - Printing	
Create Appropriation Line:	A3630.1801 EMS: Advanced EMT - PT	
		BY:
Increase Appropriation Line	A3110.2327 Sheriff: DCJS Byrne/JAG	7,867.00
Increase Revenue Line	A3308 DCJS Byrne/JAG Grant	7,867.00
Increase Appropriation Line	A6010.4280 DSS: Child Abuse Team [CART]	30,000.00
Increase Revenue Line	A3610 DSS Administration	30,000.00
Increase Appropriation Line:	A4010.4688 Medical Reserve Corps	4,000.00
Increase Revenue Line:	A4489 Other Health Programs	4,000.00
Increase Appropriation Line:	D5112.2925 Disaster Projects	100,000.00
Increase Revenue Line:	D3785 Disaster Assistance - State	25,000.00
Increase Revenue Line:	D4785 Disaster Assistance – Federal	75,000.00
[engineering costs; culvert and pavement repairs; etc.]		
Increase Appropriation Line:	D5112.2928 CHIPS Program	345,807.00
Increase Revenue Line:	D3501 CHIPS Revenue	345,807.00
Increase Appropriation Line:	DM5130.2935 Tractor/Mower	21,995.00
Increase Revenue Line:	DM2655 Minor Sales	21,995.00
Increase Appropriation Line:	A6772.4244 OFA: Misc. Contracts	324.00
Appropriate Reserve:	A899.1013 OFA: Donations	324.00

Dated: April 18, 2013
Filed: April 18, 2013

APPROVED AS TO FORM AND LEGALITY.


Clerk-Board of Supervisors

County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____, 2013 at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 41

TITLE: AUTHORIZING COUNTY TREASURER TO EXECUTE DEED TO PARCEL
OF LAND SITUATE IN THE VILLAGE OF SHARON SPRINGS

OFFERED BY: J. Carl Barbic Who moved its adoption.

SECONDED BY: Donald Brandow Chairman Rules & Legislation Committee

WHEREAS, pursuant to Article 11 of the Real Property Tax Law relating to enforcement of delinquent liens, the Hon. George R. Bartlett III signed the Final Judgment awarding the Schoharie County Treasurer the right to take title to a parcel of land in the Village of Sharon Springs, Schoharie County, New York and more particularly identified as follows:

<u>Tax Map #</u>	<u>Account #</u>	<u>Former Owner</u>
5.17-1-4	531A177079	Libe Indig & Moses Gefen

WHEREAS, the Sharon Springs Joint Fire District, a municipal corporation, has offered the sum of \$6,375.25 to purchase said property for the purpose of the betterment of the Community to aid in future expansion of firehouse; and

WHEREAS, the County is authorized to make such conveyance pursuant to County Law; now therefore, be it hereby

RESOLVED, that the Board of Supervisors does hereby authorize and direct the County Treasurer to convey said parcel situate in the Village of Sharon Springs, identified by Schoharie County Tax Map #5.17-1-4, by good and sufficient Deed to the Sharon Springs Joint Fire District for the sum of \$6,375.25.

Dated: April 18, 2013
Filed: April 18, 2013


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2013, at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

_____, Clerk
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 42

TITLE: CALLING UPON GOVERNOR CUOMO AND STATE LEGISLATURE, PENDING JUDICIAL DETERMINATION OF CONSTITUTIONALITY OF NY SAFE ACT, TO AMEND CHAPTER 1 OF THE LAWS OF 2013, TO ADDRESS AND REMEDY ISSUES RELATED TO COUNTY COSTS AND IMPLEMENTATION OF PROVISIONS RELATED TO MENTAL HEALTH, RECORD KEEPING, AND PUBLIC SAFETY

OFFERED BY: Larry Bradt Who moved its adoption.

SECONDED BY: Donald Brandon Member Rules & Legislation Committee

WHEREAS, the lawful ownership of firearms is, and has always been, a valued tradition in the United States, and the rights protected by the Second Amendment to the United States Constitution are exercised by many of our residents; and

WHEREAS, the enactment of the NY SAFE Act [Chapter 1 of the Laws of 2103] has engendered significant controversy over both the process by which it was enacted and certain provisions contained within it; and

WHEREAS, the expedited process in crafting the NY SAFE Act resulted in complex policy changes, many of which have been left up to interpretation; and

WHEREAS, this legislation has 60 sections, of which only three take effect immediately; and

WHEREAS, this new law requires the local Director of Community Services or his/her designee to receive reports from all mental health professionals who believe that their patient is likely to engage in conduct that would result in serious harm to self or to others; and

WHEREAS, such Director of Community Services or his/her designee must investigate each report to confirm the identity and professional status of such mental health practitioner, and to determine whether they agree with the practitioner's assessment; and

WHEREAS, upon such agreement with a reporting mental health practitioner, the Director of Community Services or his/her designee shall be required to file a report with Division of Criminal Justice Services; and

WHEREAS, data obtained from the NYS Department of Health, indicates that over 210,000 psychiatric unit discharges occurred in the 2010 calendar year, which may now be reported to Directors of Community Services under the Mental Hygiene Law Section 9.46 standard; and

WHEREAS, the reporting of all or even a portion of such psychiatric admissions to Directors of Community Services annually would require county governments to increase staff and would significantly increase local costs; not including the numerous other cases that will be reported by mental health practitioners in non-hospital settings; and

WHEREAS, the requirement that County Directors of Community Services and their designees receive, investigate, and file reports pursuant to the new Mental Hygiene Law Section 9.46 would create an unfunded mandate and new costs for counties who do not have the infrastructure or funds to implement; and

WHEREAS, this provision of the bill was to take effect on March 16, 2013; and

WHEREAS, the NY SAFE Act created new requirements regarding pistol permit recertification which although this has been assigned to the State Police, will involve increased processing requirements and time for County Clerks Offices and local County Courts where local applications are currently processed, reviewed and issued; and

WHEREAS, the NY SAFE Act will also increase requirements for Sheriffs who process and investigate permit applications; and

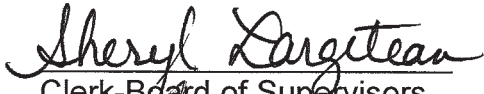
WHEREAS, the NY SAFE Act expressly states that no costs of this law shall be borne by local governments, however many county departments will experience increased workloads due to the new requirements the law creates which are fiscal impacts which constitute unfunded mandates, now, therefore, be it hereby

RESOLVED, that the Schoharie County Board of Supervisors strongly maintains it steadfast opposition to the NY SAFE Act, but until that battle is waged and the constitutionality determined by the Courts, the Schoharie County Board of Supervisors strongly requests that the Governor and the New York State Legislature step back, take a breath, and then hold public hearings to address the real impacts of this new law and the issue of gun violence in a way that will produce meaningful results, including a true flushing out of the costs and workloads to be imposed upon Counties; and be it further


RESOLVED, that it is the intention of the Schoharie County Board of Supervisors that no positions shall be created and no county resources be dedicated or used to implement and/or enforce the NY SAFE Act; and be it further

RESOLVED, that copies of this resolution shall be sent to Governor Cuomo, Senator James Seward and Assemblyman Peter Lopez, all such others as this Board deems necessary and proper.

Dated: April 18, 2013
Filed: April 18, 2013


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2013 at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, Absent _____,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 43

TITLE: EXPRESSING REGRET FOR THE DEATH OF WILLIAM GOBLET
SUPERVISOR FROM THE TOWN OF WRIGHT

OFFERED BY: Philip R. Skowfoe, Jr. Who moved its adoption

SECONDED BY: Donald Brandow Chairman Rules & Regulation Committee

Saddened, although not unexpectedly, an awful event now shrouds our County and this Board is in mourning. Death is now among us and has summoned a halt to our ordinary duties so that we can pay tribute to our friend and colleague. Death has this time aimed its finger at no common mark, but rather has cut down an oak of a man, William Goblet, of the Town of Wright, who served this Board in a highly distinguished and honorable manner from 2010 to 2013.

Few ever touched the inner person of William Goblet, and for those who were unfamiliar with him, his was an outwardly gruff and weathered exterior which made him seem as though you were always in for a battle, but this first impression was not always correct. Our years seated around this table with Bill showed us the true mark of this man, and in reflection we would describe him as: a manly man; a bull of a man; a fearless man; a deeply religious man; a gentleman; a man who was absolute in his convictions; and a family man.


Any tribute by this Board would be meager, and would only provide an imperfect sketch of his life and public services. After a lengthy career of unselfishly giving in service as a member of the military, and then with the New York State Police as a Trooper and Investigator, one would think that would be enough for any ordinary man, but Bill was not one to sit quiet on the sidelines in retirement. Diving headlong into the heated fray of politics, each member of this Board would bear witness that his approach to all was simple and straightforward, and there was never any doubt in what direction he was headed once his mind was made up. There was only black and white in his makeup, never gray, rarely a middle ground or a means of skirting an issue could be found. Honesty was required of everyone, his handshake was his bond, no hint of corruption ever stained his hands, and if he had a motto we believe it would have been "always, conscientiously and modesty do one's duty. Bill was patriotic in the extreme, a family man who would make your heart melt when one heard him speak of his grandchildren. During the last few years, while never letting on, we knew Bill was ill, but yet somehow, he dug deep within himself to find the willpower to attend to his duties here with this Board. Shortly after the floods of 2011, Bill was appointed as one of the three member County Flood Recovery Team, and he dedicated his everything to helping bring our county back from ruin.

Although the physical body of William Goblet is now laid away under the sod of the valley, the qualities of his soul, the kindness and love he displayed to neighbors and friends, his dedication to justice, truth and honesty will long survive the solitude of the grave. We know that his spirit has taken its flight to God, but we still pray for his eternal peace, and he will now and forever be counted on the rolls of this Board as one of its most honorable members, now, therefore, be it hereby


RESOLVED, we express our profound regret for the death of WILLIAM GOBLET, and when this Board adjourns today, we do so out of respect for the memory of our departed colleague, and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to furnish a copy of this Resolution to the family of WILLIAM GOBLET, expressing this Board's deepest sympathy.

Dated: April 18, 2013
Filed: April 18, 2013


Clerk Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2013, at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of _____ and votes were cast as follows: Yes _____, No, _____, _____, Absent _____, _____

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 44

TITLE: REQUESTING THAT ALL WATERSHEDS WITHIN SCHOHARIE COUNTY, NEW YORK, BE INCLUDED AS PARTICIPANT IN FARM LEGISLATION NOW PENDING BEFORE CONGRESS AS PART OF THE ENHANCED CONSERVATION RESERVE ENHANCEMENT PROGRAM [CREP]

OFFERED BY: Anthony VanGlad Who moved its adoption.

SECONDED BY: Donald Brandow Member Rules & Legislation Committee

WHEREAS, Schoharie County participates in the Conservation Reserve Enhancement Program [CREP] which is a joint State-Federal conservation program targeted to address environmental impacts related to agricultural practices, which is a voluntary program that offers financial incentives to encourage farmers to create stream buffers on existing farmland, and which program combines the efforts of several USDA agencies, State agencies, conservation and private organizations. The Program objectives are: to improve current water quality impairments by reducing agricultural pollutants, nutrients and sediments into impaired streams, to maintain existing water quality by preventing additional pollutants, nutrients and sediments into unimpaired streams; to enhance farm viability and to contribute to the State and Federal open space and wetland goals; and

WHEREAS, these sensitive lands are enrolled for periods of 10 to 15 years, and are planted in native trees, grasses, or sometimes restored to wetland habitats. In return for putting these lands in a conservation practice, farmers are provided a rental payment based on soil type being removed from agricultural production. The intended outcome of this incentive based system is to improve efficiencies on the farm and promote soil conservation; and

WHEREAS, with the passage of the American Taxpayer Relief Act of 2012, this included an extension of the 2008 Farm Bill until 2013, which action extended many programs, one of which was CREP, and there is now pending before Congress legislation that will address and shape agricultural policies and spending for years to come, all of which will greatly impact farmers and land managers; and

WHEREAS, in 1933, there was enacted as part of President Roosevelt's New Deal Administration, the Agricultural Adjustment Act, which was originally aimed to provide measures that protected the financial stability of the family farm and agricultural markets. Throughout the 80 year history of national farm policy, the complexities of issues addressed by legislation has greatly evolved and today annual spending nationally exceeds \$56 billion, thus farm legislation touches virtually every citizen's life each and every day. These decades of farm legislation have shaped our lives in many ways, including by the foods and crops produced, and by conservation projects to conserve farmland and green space; and

WHEREAS, those who currently participate in CREP from Schoharie County receive an annual amount of up to \$43.00 for each committed acre, which under the Enhanced CREP, which is proposed as part of the Farm Bill now pending before Congress, that amount would be increased to an annual amount of up to \$115.00 for each committed acre; and

WHEREAS, if Schoharie County were to be included in the Enhanced CREP, it is believed that this would alleviate some of the weaknesses and add a number of benefits and options to the existing CREP, and result in the following:

- *Increased annual payments to farmers.
- *Easier qualification for the cumulative impact incentive payment.
- *At farmer's option, program partner assumes responsibility for buffer conversion and maintenance.
- *Permanent easement option.
- *Increased staff available for outreach and technical assistance.
- *Incentive payments for the lease/purchase of older water rights.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Schoharie County Board of Supervisors supports passage of the Farm Bill currently pending before Congress, and requests that legislation include, or be expanded to include, any and all watersheds within Schoharie County, so that participation can occur in the Enhanced CREP, as a way for our farmers to be recognized and equitably compensated for their environmental stewardship; and be it further

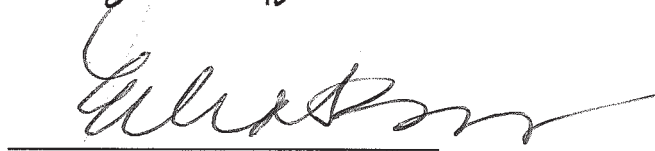
RESOLVED, that we support the Enhanced CREP as it offers financial incentives to establish and maintain conservation practices on privately owned agricultural lands, thereby enhancing farm viability; and be it further

RESOLVED, that the Clerk of this Board is hereby directed to forward certified copies of this Resolution to Senator Charles Schumer, Senator Kirsten Gillibrand and Congressman Chris Gibson.

Dated: April 18, 2013
Filed: April 18, 2013


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2013 at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 45

TITLE: REQUESTING STATE LEGISLATURE TO ENACT LEGISLATION
AUTHORIZING SCHOHARIE COUNTY TO CONTINUE COLLECTING
AN ADDITIONAL ONE PERCENT SALES TAX DESCRIBED IN
ASSEMBLY BILL [A.6315] AND SENATE BILL [S.4019]

OFFERED BY: J. Carl Barbic Who moved its adoption.

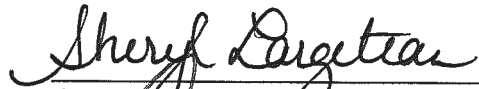
SECONDED BY: Donald Brandow Chairman Rules & Legislation Committee

WHEREAS, the Schoharie County Board of Supervisors adopted Resolution No. 29 on February 15, 2013 requesting the Senate and State Assembly to introduce such legislation which has occurred in the form of Senate Bill [S.4019] and in the form of Assembly Bill [A.6315] seeking authorization for the County of Schoharie to continue collecting an additional one percent sales tax, and the Board of Supervisors has been requested to adopt this Resolution approving the Home Rule Request for enactment of this special law; now therefore be it


RESOLVED, that the Schoharie County Board of Supervisors, does hereby request enactment of Senate Bill [S.4019] and Assembly Bill [A.6315] authorizing Schoharie County to continue collecting an additional one percent sales tax, as the County of Schoharie does not have the power to enact such legislation without enactment of this special legislation; and be it further

RESOLVED, that the Clerk of the Board is hereby directed to prepare, certify and return all home Rule Request forms provided by New York State Senate and Assembly together with certified copies of this resolution.

Dated: April 18, 2013
Filed: April 18, 2013


Clerk Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____, 2013, at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, _____, Absent _____.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

_____, Clerk
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 46

TITLE: REQUESTING STATE LEGISLATURE TO ENACT LEGISLATION
AUTHORIZING SCHOHARIE COUNTY TO CONTINUE INCREASED
MORTGAGE TAX RATE DESCRIBED IN ASSEMBLY BILL [A.6314] AND
SENATE BILL [S.4020]

OFFERED BY: J. Carl Barbic, Jr. Who moved its adoption.

SECONDED BY: Donald Brandow Chairman Rules & Legislation Committee

WHEREAS, the Schoharie County Board of Supervisors adopted Resolution No. 104 on December 16, 2005 requesting permission from the New York State Legislature to begin collecting an additional mortgage tax of .25¢ for each \$100.00 in mortgage value recorded in the County Clerk's Office in addition to the previously existing mortgage taxes of .75¢ per \$100.00 and to use those additional funds to assist in the operations of county government and thereby help keep property taxes lower; and

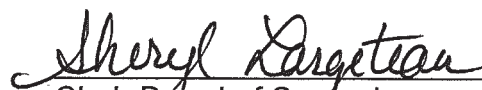
WHEREAS, the Governor and the State Legislature of the State of New York granted such permission by signing Senate bill number 6677-A as Chapter 333 of the laws of 2006 on July 26, 2006; which law authorized Schoharie County to collect the mortgage tax from November 1, 2006 through December 1, 2009, and the Board of Supervisors of the County of Schoharie adopted Local Law No. 2 of 2006 on September 15, 2006 imposing this mortgage tax of .25¢ for each \$100.00 in mortgage value recorded, which authorization was thereafter extended thru December 1, 2013; and

WHEREAS, the Schoharie County Board of Supervisors adopted Resolution No. 28 on February 15, 2013 requesting the Senate and State Assembly to introduce such legislation which has occurred in the form of Senate Bill [S.4020] and in the form of Assembly Bill [A.6314] and the Board of Supervisors has been requested to adopt this Resolution approving the Home Rule Request for enactment of this special law; now therefore be it

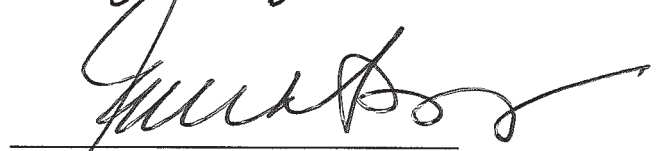
RESOLVED, that the Schoharie County Board of Supervisors, does hereby request enactment of Senate Bill [S.4020] and Assembly Bill [A.6314] authorizing Schoharie County to continue collecting the increased mortgage tax rate, as the County of Schoharie does not have the power to enact such legislation without enactment of this special legislation; and be it further

RESOLVED, that the Clerk of the Board is hereby directed to prepare, certify and return all home Rule Request forms provided by New York State Senate and Assembly together with certified copies of this resolution.

Dated: April 18, 2013
Filed: April 18, 2013


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____, 2013, at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, _____, Absent

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

_____, Clerk
Board of Supervisors of the County of Schoharie